

1 KATHLEEN BLISS, ESQ.
2 Nevada Bar No. 7606
3 kb@kathleenblisslaw.com
4 KATHLEEN BLISS LAW PLLC
5 1070 W. Horizon Ridge Pkwy., Suite 202
Henderson, Nevada 89012
Telephone: 702.463.9074

5 *Attorney for Jabari L. Marshall*

6 **UNITED STATES DISTRICT COURT**

7 **DISTRICT OF NEVADA**

8
9 UNITED STATES OF AMERICA,

CASE NO.: 2:10-CR-00236-GMN-PAL

10 Plaintiff;

11 vs.

12 JABARI L. MARSHALL,

**UNOPPOSED MOTION TO FILE A
SUPPLEMENT AND PROPOSED
ORDER
(Third Request)**

13 Defendant.

14
15
16 Defendant Jabari Marshall (Marshall), by and through his counsel, Kathleen Bliss, Esq.,
17 respectfully requests a two-week extension to June 9, 2020 to file a supplement to Mr. Marshall's
18 motion for compassionate release (ECF No. 526). This request is made based upon the following
19 reasons:

20
21 1. Defendant filed pro se an emergency motion for a Sentence Reduction on April 13,
2020 (ECF No. 526).

22
23 2. Assistant Federal Defender Monique Kirtley filed a notice of appearance on April 21,
2020 (ECF No. 527).

24
25 3. The Federal Defender filed a motion to withdraw on April 21, 2020 (ECF No. 528),
which this Court granted on April 22, 2020 (ECF No. 529).

26
27 4. This Court appointed undersigned counsel to represent Mr. Marshall on April 22, 2020

KATHLEEN BLISS LAW PLLC
1070 W. HORIZON RIDGE PKWY., SUITE 202
HENDERSON NEVADA 89012
TEL - 702.463.9074

1 (ECF No. 529).

2 5. Counsel requested a 14-day extension on April 24, 2020 (ECF No. 530). This Court
3 granted the extension on April 24, 2020 (ECF No. 531).

4 6. Counsel requested a 14-day extension on May 6, 2020 (ECF No. 532). This Court
5 granted the extension on May 22, 2020 (ECF No. 533). Counsel did not file a status
6 report because there was no change in status on May 22, 2020; that is, nothing to report.

7 7. Mr. Marshall continues to await medical testing to rule out or to diagnose diabetes. Mr.
8 Marshall wrote to counsel on May 14, 2020, which received on May 18, 2020. The
9 reason for a complete medical evaluation and conclusive test is that Mr. Marshall is
10 prediabetic, as he has a fasting blood sugar level of 112 mg/dL. He also is obese, with
11 a BMI of 40.88, which is at the extreme, Level III of obesity. Both co-morbidity factors
12 create risk for him, but a diagnosis of diabetes would amplify the risk and inform any
13 decision by this Court.

14 8. Counsel spoke to client telephonically, on May 19, 2020, and confirmed defendant still
15 has not received a complete health evaluation, which defendant needs to determine if
16 he has diabetes since he is obese, and he has family history of diabetes. He is waiting,
17 and counsel requested another update call with client, which has not been scheduled by
18 the facility as of yet.

19 9. Defendant is incarcerated and does not object to this motion.

20 10. Counsel for the government does not oppose this motion.

21 11. This is the third request for extension.

22 //

23 //

1 Dated this 26th day of May 2020.
2
3
4

5 KATHLEEN BLISS LAW PLLC
6
7 /s/ Kathleen Bliss
8 KATHLEEN BLISS, ESQ.
9 Nevada Bar No. 7606
10 1070 W. Horizon Ridge Pkwy., Suite 202
11 Henderson, Nevada 89012
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

KATHLEEN BLISS LAW PLLC
1070 W. HORIZON RIDGE PKWY., SUITE 202
HENDERSON NEVADA 89012
TEL - 702.463.9074

Certificate of Service

I certify that I am an employee of KATHLEEN BLISS LAW PLLC, and that on this 26th day of May 2020, I did cause a true copy of:

UNOPPOSED MOTION TO FILE A SUPPLEMENT AND PROPOSED ORDER

to be served via electronic service by the U.S. District Court CM/ECF system to the parties on the Electronic Filing system in this action.

By: /s/Priscilla Horvath
An employee of
KATHLEEN BLISS LAW PLLC

KATHLEEN BLISS LAW PLLC
11070 W. HORIZON RIDGE PKWY., SUITE 202
HENDERSON NEVADA 89012
TEL - 702.463.9074

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

CASE NO.: 2:10-CR-00236-GMN-PAL

Plaintiff;

vs.

JABARI L. MARSHALL,

Defendant.

ORDER

Based upon the unopposed motion of Defendant, and for good cause appearing, **IT IS**

HEREBY ORDERED that Defendant's unopposed motion, (ECF No. 534), is **GRANTED**.

Defendant shall file a supplement to his motion for compassionate release on or before June 9, 2020.

Dated this 27 day of May, 2020.

Gloria M. Navarro, District Judge
UNITED STATES DISTRICT COURT